

## **REMARKS/ARGUMENTS**

Reconsideration and withdrawal of the rejections of the application are respectfully requested in view of the amendments and remarks herewith, which place the application into condition for allowance. The present amendment is being made to facilitate prosecution of the application.

### **I. STATUS OF THE CLAIMS AND FORMAL MATTERS**

Claims 1-4 are pending in this application. Claims 1 and 4 are independent. Claims 1, 3 and 4 are hereby amended. Claim 5 is hereby canceled without prejudice or disclaimer of subject matter. Support for this amendment is provided throughout the Specification as originally filed, and specifically at pages 14-16. No new matter has been introduced. Changes to claims are not made for the purpose of patentability within the meaning of 35 U.S.C. §101, §102, §103, or §112. Rather, these changes are made simply for clarification and to round out the scope of protection to which Applicant is entitled.

### **II. REJECTIONS UNDER 35 U.S.C. §102(a)**

Pending claims 1-4 were rejected under 35 U.S.C. §102(a) as allegedly anticipated by EP Patent Application No. EP 0 944 213 A2 to Katsumoto. Applicants respectfully submit that claims 1-4 are not anticipated by EP Patent Application No. EP 0 944 213 A2 to Katsumoto.

Independent claim 1, as amended, recites, *inter alia*:

“...means for setting one or more of a time interleaving pattern, carrier modulation scheme and a convolutional code...

means for detecting transmission control information...

control means for reading out said information on the guard interval length responsive to the selective inputting information as input and for providing the guard interval length information thus read out to said window control means and for providing the transmission control information to the window control means...

wherein said window control means controlling the processing range, at the time of starting the reception, based on the guard interval length information and the transmission control information provided by said control means, thereby minimizing an initial rise time from a start of reception until output." (emphasis added)

As understood by Applicants, EP Patent Application No. EP 0 944 213 A2 to Katsumoto relates a digital broadcast receiver that is capable of performing a seek operation and the receiver controls termination of the seek function.

It is respectfully submitted that the cited portions of EP Patent Application No. EP 0 944 213 A2 to Katsumoto (hereinafter, merely "Katsumoto"), as applied by the Examiner, do not teach or suggest the above-identified features of claim 1. Specifically, Katsumoto fails to teach or suggest setting one or more of a time interleaving pattern, carrier modulation scheme and a convolutional code, as recited in amended claim 1.

Furthermore, Applicants submit that Katsumoto fails to teach or suggest window control means controlling the processing range, at the time of starting the reception, based on the guard interval length information and the transmission control information provided by said control means, thereby minimizing an initial rise time from a start of reception until output, as recited in amended independent claim 1. Therefore, Applicants respectfully submit that independent claim 1 is patentable.

Independent claim 4, as amended, recites, *inter alia*:

"...wherein said control means detects the transmission control information of OFDM signal being received and stores detected transmission control information in said storage means in association with the selective inputting information specifying the OFDM signal being

received, thereby minimizing an initial rise time from a start of reception until output.”  
(emphasis added)

Applicants submit that Katsumoto does not teach or suggest the above-identified features of claim 4. Therefore, Applicants respectfully submit that independent claim 4 is patentable.

### **III. DEPENDENT CLAIMS**

Claims 2 and 3 are dependent from claim 1, discussed above, and are therefore believed patentable for at least the same reasons. Since each dependent claim is also deemed to define an additional aspect of the invention, however, the individual reconsideration of the patentability of each on its own merits is respectfully requested.

### **CONCLUSION**

In the event the Examiner disagrees with any of statements appearing above with respect to the disclosures in the cited reference it is respectfully requested that the Examiner specifically indicate those portions of the reference providing the basis for a contrary view.

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In view of the foregoing amendments and remarks, it is believed that all of the claims in this application are patentable and Applicants respectfully request early passage to issue of the present application.

Respectfully submitted,  
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